

**MINUTES OF THE REGULAR MEETING OF THE
COMMON COUNCIL OF THE CITY OF JASPER, INDIANA
MARCH 17, 2010**

A meeting of the Common Council of the City of Jasper, Indiana, was held on Wednesday, March 17, 2010, in the Council Chambers of City Hall located at 610 Main Street, Jasper, Indiana.

Call to Order. Presiding Officer Mayor William J. Schmitt called the meeting to order at 7:00 p.m.

Roll Call.

Mayor William J. Schmitt	Present
Council members:	
John Schroeder	Present
David Prectel	Absent
Thomas Schmidt	Present
Ambrose 'Butch' Schitter	Present
Kevin Manley	Absent
Randall Buchta	Present
Raymond Howard	Present
City Attorney Sandra Hemmerlein	Present
Clerk-Treasurer Juanita S. Boehm	Present

Clerk-Treasurer Juanita Boehm announced that in order to have a quorum for the meeting, a majority of the council members must be in attendance. Five of the seven council members were in attendance, which is a majority; therefore, there was a quorum for the meeting.

Approval of the Minutes:

The following minutes were distributed to and examined by the Council:

1. February 17, 2010 regular Common Council meeting

A **motion** was made by Council member John Schroeder and seconded by Council member Randy Buchta to approve the minutes as published. Motion carried 5-0.

ORDINANCE NO. 2010-4 AN ORDINANCE VACATING A PUBLIC UTILITY AND DRAINAGE EASEMENT

This ordinance vacates a public utility and drainage easement that is part of Lot 31 and the South half of Lot 32 in Brentwood Subdivision Phase I.

[Allan and Judith Holweger petition]

A motion was made by Council member Ray Howard and seconded by Council member Thomas Schmidt to consider the ordinance for one reading only. Motion carried 5-0. Thereafter, a motion was made by Council member Ambrose 'Butch' Schitter and seconded by Council member Randy Buchta to have the ordinance read by title only. Motion carried 5-0. The ordinance was so read. Thereafter, a motion was made by Council member Thomas Schmidt and seconded by Council

member John Schroeder to pass and adopt Ordinance No. 2010-4 subject to Holweger still being the owner of the property and a new easement is in place before the old one is vacated. Motion carried 5-0.

Boy Scout. Boy Scout Andrew Gutke was present from Holy Family Troop #185. He is working on his communication and citizenship badge.

Utility Service Board. General Manager of Utilities Gerald ‘Bud’ Hauersperger gave a report on the regular monthly Utility Service Board meeting held on March 15, 2010. Copies of the minutes are supplied to each council member.

Mayor Schmitt said since it was in the newspaper that the Utility Service Board approved having a gas rate study done by London Witte, people are assuming there will be a gas rate increase. Schmitt said the Utilities ought to look at the operation efficiency and reduce costs and have London Witte look at that also.

Amendment to IMPA Capacity and Energy Purchase and Dispatch Agreement. Mayor Schmitt said the Council needs to consider the second amendment to the capacity and energy purchase and dispatch agreement between IMPA and the City of Jasper. He asked General Manager of Utilities Gerald ‘Bud’ Hauersperger to explain the purpose of this amendment.

Hauersperger said for \$10,000.00 per month, IMPA would tell us on a daily basis when to operate the power plant. Since the power plant has not been operating this past year, we discussed if we are getting our money’s worth and is this necessary. The modification to the agreement says IMPA is willing to reduce its administrative fee by \$9,000.00 per month as long as we give a thirty-day notice that we will not run for a period of at least three months.

City Attorney Sandra Hemmerlein said the Utility Service Board recommended the amendment. The Council originally approved the agreement by ordinance, therefore, the Council is the Board that needs to approve the amendments to the agreement and if this amendment is approved the Mayor will sign off.

A **motion** was made by Council member Ambrose ‘Butch’ Schitter and seconded by Council member Randy Buchta to approve the second amendment to the capacity and energy purchase and dispatch agreement between IMPA and the City of Jasper. Motion carried 5-0.

ORDINANCE NO. 2010-5 AN ORDINANCE AMENDING ORDINANCE NO. 2009-9 ADOPTING RULES, REGULATIONS, CONDITIONS, AND NON-RECURRING CHARGES APPLYING TO UTILITY SERVICES FROM THE CITY OF JASPER, INDIANA

This ordinance adds electric load profiler service fees to the utility ordinance that lists fees for non-recurring charges.

A motion was made by Council member Thomas Schmidt and seconded by Council member Ray Howard to consider the ordinance for one reading only. Motion carried 5-0. Thereafter, a motion was made by Council member Ambrose 'Butch' Schitter and seconded by Council member John Schroeder to have the ordinance read by title only. Motion carried 5-0. The ordinance was so read. Thereafter, a motion was made by Council member Thomas Schmidt and seconded by Council member Ambrose 'Butch' Schitter to pass and adopt Ordinance No. 2010-5. Motion carried 5-0.

Under discussion, General Manager of Utilities Gerald 'Bud' Hauersperger explained the electric load profilers services the electric utility can provide. The following fees would then be passed on to the customers that use this service:

<i>Setup fee for electric load profiling services</i>	<i>one time fee of \$100.00</i>
<i>Service fees for electric load profiling services</i>	<i>\$35.00/month</i>

Hauersperger also said the Utility Service Board recommended this amendment.

Surgery. Mayor Schmitt said Council member David Prechtel had both knees replaced. He is at home recovering and is doing well.

JCAC. Jasper Community Arts Commission member Gary Moeller attended the meeting on behalf of the Board. He thanked the Council for supporting the Arts Commission.

Congratulations. Mayor Schmitt congratulated Arts Director Kit Miracle for being named one of ten winners in Lt. Governor Becky Skillman's 2010 Hoosier Women Artists Competition.

ADJOURNMENT. There being no further business to come before the board, a **motion** was made by Council member Thomas Schmidt and seconded by Council member Randy Buchta to adjourn the meeting. The motion carried 5-0 and the meeting adjourned at 7:40 p.m.

The minutes were hereby approved ____ with X without corrections or clarification this 21st day of April, 2010.

Mayor William J. Schmitt
Presiding Officer

Attest:

Juanita S. Boehm, Clerk-Treasurer

Margaret A. Kress, Recording Secretary